IN THE UNITED STATES COURT OF APPEALS

FOR THE FIFTH CIRCUIT

MAY 2 1 2007

CLERK, U.S. DISTRICT COURT WESTERN DISTRICT OF TEXAS

DEPUTY CLERK

No. 06-51414

SA04CR425(3)

United States Court of Appeals Fifth Circuit

FILED

May 14, 2007

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

Charles R. Fulbruge III Clerk

SANTOS YANEZ also known as, Puppet

Defendant - Appellant

Appeal from the United States District Court for the Western District of Texas, San Antonio

CLERK'S OFFICE:

Under 5TH CIR. R. 42.3, the appeal is dismissed as of May 14, 2007, for want of prosecution. The appellant failed to timely pay docketing fee, file motion for certificate appealability and brief in support of motion.

> CHARLES R. FULBRUGE III Clerk of the United States Court of Appeals for the Fifth Circuit

By:

Shawn D. Henderson, Deputy Clerk

ENTERED AT THE DIRECTION OF THE COURT